

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

JAMES K. MITCHELL, )  
                          )  
Plaintiff,            )  
                          )  
v.                     )                   **JUDGMENT**  
                          )  
                          )                   No. 5:10-CV-579-FL  
                          )  
MICHAEL J. ASTRUE, )  
Commissioner of Social Security, )  
                          )  
Defendant.            )

**Decision by Court.**

This action came before the Honorable Louise W. Flanagan, Chief United States District Judge, for consideration of Defendant's Motion for Remand to the Commissioner.

**IT IS ORDERED, ADJUDGED AND DECREED** in accordance with the court's order entered on July 8, 2011, that the Court hereby reverses the Commissioner's decision under sentence four of 42 U.S.C. § 405(g) and remands the case to the Commissioner for additional proceedings.

**This Judgment Filed and Entered on July 11, 2011, and Copies To:**

Anthony W. Bartels (via CM/ECF Notice of Electronic Filing)

Robert J. McAfee (via CM/ECF Notice of Electronic Filing)

Kathleen C. Buckner (via CM/ECF Notice of Electronic Filing)

July 11, 2011

DENNIS P. IAVARONE, CLERK

/s/ Susan W. Tripp

(By) Susan W. Tripp, Deputy Clerk